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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

INTERNATIONAL UNION OF OPERATING
ENGINEERS, STATIONARY ENGINEERS LOCAL 39
PENSION TRUST FUND, individually and on behalf of
all others similarly situated,

No. C 11-03620 WHA

Plaintiff,

v.

THE BANK OF NEW YORK MELLON
CORPORATION, THE BANK OF NEW
YORK MELON, THE BANK OF NEW YORK
COMPANY, INC., THE BANK OF NEW YORK, and
THE BANK OF NEW YORK MELLON TRUST
COMPANY, NATIONAL ASSOCIATION,

Defendants.

**ORDER REGARDING
EXPEDITED BRIEFING
SCHEDULE FOR MOTION
TO DISMISS AMENDED
COMPLAINT**

In response to the Court's order to elect, plaintiff has elected to file an amended complaint. The amended complaint is due by **JANUARY 5**. Defendants shall file a joint motion to dismiss. The briefing schedule for the motion will be as follows. The motion will be due by **JANUARY 19**. The opposition will be due by **FEBRUARY 2**, and the reply will be due by **FEBRUARY 9**. All submissions shall be made by NOON on the day on which the brief is due. If needed, a hearing, will be held at **8:00 A.M. ON FEBRUARY 23**.

IT IS SO ORDERED.

Dated: December 21, 2011.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE